

**THIRTY-SECOND LEGISLATIVE DAY
THURSDAY, FEBRUARY 8, 2007**

House of Representatives

The House convened at 11:15 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused -- Mortimer, Ruchti, Wood(35).
Total -- 3.

Total -- 70.

Prayer was offered by Representative Loertscher.

The Pledge of Allegiance was led by Sonia Gomez, Page.

Approval of Journal

February 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-first Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

February 7, 2007

Mr. Speaker:

I transmit herewith enrolled **S 1006, S 1008, S 1009, S 1034, and S 1035** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1006, S 1008, S 1009, S 1034, and S 1035** and, when so signed, ordered them returned to the Senate.

February 7, 2007

Mr. Speaker:

I return herewith enrolled **HCR 2** and **HCR 3** which have been signed by the President.

WOOD, Secretary

Enrolled **HCR 2** and **HCR 3** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Report of Standing Committees

February 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HCR 9, HCR 10, HJM 1, HJM 2, H 115, H 116, H 117, H 118,**

H 119, H 120, H 121, H 122, and H 123.

CLARK, Chairman

HCR 10 was referred to the Education Committee.

HJM 1, H 119, H 120, and H 122 were referred to the Health and Welfare Committee.

H 115 and **H 116** were referred to the Local Government Committee.

H 117 was referred to the Transportation and Defense Committee.

H 118 was referred to the Ways and Means Committee.

H 121 and **H 123** were referred to the State Affairs Committee.

HCR 9 and **HJM 2** were filed for second reading.

February 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 8, H 9, H 12, H 13, H 15, H 17, and H 22.**

CLARK, Chairman

The Speaker announced he was about to sign enrolled **H 8, H 9, H 12, H 13, H 15, H 17, and H 22**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 29** to the Governor at 11:30 a.m., as of this date, February 7, 2007.

CLARK, Chairman

February 7, 2007

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **H 86** and **H 87** and recommend that they do pass.

STEVENSON, Chairman

H 86 and **H 87** were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

**HOUSE CONCURRENT RESOLUTION NO. 11
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE
A CONCURRENT RESOLUTION**

PROVIDING FOR PRINTING THE SESSION LAWS, FIXING THE PRICE FOR PRINTING THE SAME, AND THE PRICE WHICH THE PUBLIC SHALL BE CHARGED FOR COPIES OF THE SESSION LAWS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Section 67-904, Idaho Code, has made provisions for the printing of the Session Laws;

NOW, THEREFORE, in accordance with a written contract duly made and entered into by the Speaker of the House of Representatives and the President Pro Tempore of the Senate and the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee of the Legislature of the State of Idaho hereinafter referred to as the Joint Committee;

BE IT RESOLVED by the members of the First Regular Session of the Fifty-ninth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the contract for the printing of the Session Laws of the First and Second Regular Sessions, of the Fifty-ninth Idaho Legislature, and the Session Laws of any Extraordinary Session, of the Fifty-ninth Idaho Legislature, in accordance with the provisions of law and in accordance with the written contract between the Speaker of the House of Representatives and the President Pro Tempore of the Senate and the Joint Committee as party of the first part, and THE CAXTON PRINTERS, LTD., of Caldwell, Idaho, as party of the second part, be, and the same is hereby ratified, confirmed and concurred in, and is incorporated herein and made a part of this resolution, in words and figures following, to wit:

PRINTING CONTRACT

THIS AGREEMENT, made and entered into this 15th day of January, 2007, by and between the Speaker of the House of Representatives, Lawrence Denney, and the President Pro Tempore of the Senate, Robert L. Geddes, the Joint Committee of the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee of the Legislature of the State of Idaho, hereinafter mentioned as party of the first part, and THE CAXTON PRINTERS, LTD., of Caldwell, Idaho, hereinafter mentioned as party of the second part;

WITNESSETH:

That pursuant to a resolution of said party of the first part and written bid submitted to the said party of the first part by the party of the second part, contract for legislative printing is hereby awarded to said THE CAXTON PRINTERS, LTD., as follows:

SESSION LAWS

For printing and binding six hundred four (604) copies of the Session Laws of the First Regular Session of the Fifty-ninth Idaho Legislature and for printing and binding six hundred four (604) copies of the Session Laws of the Second Regular Session of the Fifty-ninth Idaho Legislature and the Session Laws of any Extraordinary Session of the Fifty-ninth Idaho Legislature: Seventeen dollars and forty-five cents (\$17.45) per page, f.o.b. Boise, Idaho, if produced by offset lithography with camera-ready copy being furnished to party of the second part, plus nine dollars and seventy-five cents (\$9.75) per volume for binding. For pages requiring reduction shots, an additional seven dollars

(\$7.00) per page charge. Each volume to be Smythe sewed, rounded and backed with suitable headbands and Roxite Library Buckram over a 15 point Red Label Davey Board. The party of the second part shall provide an additional quantity to be made available to the general public at forty-six dollars and fifty cents (\$46.50) per single volume, and fifty-nine dollars and fifty cents (\$59.50) per set of two volumes, if a second volume is required. The Session Laws of any Extraordinary Session adjourned prior to June 1, 2007, shall be included in the Session Laws of the First Regular Session, or if adjourned prior to June 1, 2008, shall be included in the Session Laws of the Second Regular Session. No charge shall be made by the party of the second part for proofreading or blank pages.

IT IS AGREED between the parties hereto that all of said printing shall be done in the form and manner as submitted in written bid dated December 14, 2006, by party of the second part, and in compliance with the statutes of the State of Idaho where not otherwise provided, such statutes shall be controlling.

IT IS FURTHER AGREED that said Session Laws shall be printed, delivered to and be ready for distribution by the Secretary of State in conformity with the provisions of Section 67-904, Idaho Code, which section is hereby referred to and by such reference made a part of this contract as though set forth at length herein, and particularly as follows:

The Session Laws shall be printed and made available for distribution within sixty (60) days after the last day on which the Governor may sign or approve bills following adjournment of the session of the legislature which enacted or passed the measures included in the Session Laws, or within thirty (30) days after the delivery to the party of the second part of the proper title pages, certificate pages, tables of laws and statutes amended and repealed and a proper index of the contents of the Session Laws, whichever date is first in time.

Such printing and delivery of said Session Laws to the Secretary of State are to be made as provided by law; that for each day's failure to so deliver volumes of such Session Laws as herein provided, there shall be deducted from the contract price for printing said Session Laws the sum of fifty dollars (\$50.00) per day for each day's delay; provided, however, that the party of the second part shall not be held responsible for delay occasioned by failure to furnish copy for such printing to the party of the second part and such delay shall, to the same extent, extend the time for the performance of this agreement.

IN WITNESS WHEREOF, the party of the second part has caused these presents to be executed by its proper officials, and the party of the first part, by Concurrent Resolution has caused these presents to be executed by its proper officials.

Party of the First Part

By /s/ Lawrence Denney

LAWRENCE DENNEY, Speaker of the House

HOUSE JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

By /s/ Jim Clark

JIM CLARK, Chairman

By /s/ Robert L. Geddes
ROBERT L. GEDDES, President Pro Tempore

SENATE JUDICIARY AND RULES COMMITTEE

By /s/ Denton Darrington
DENTON DARRINGTON, Chairman

Party of the Second Part

THE CAXTON PRINTERS, LTD.

By /s/ Dave Gipson
DAVE GIPSON, Vice President

HOUSE CONCURRENT RESOLUTION NO. 12
BY RESOURCES AND CONSERVATION COMMITTEE
A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF NATURAL RESOURCE ISSUES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the First Regular Session of the Fifty-eighth Idaho Legislature adopted House Concurrent Resolution No. 25 which authorized the appointment of a committee to undertake and complete a two-year study of natural resource issues, including issues relating to water, throughout the state of Idaho; and

WHEREAS, the committee's official term expired on November 30, 2006, and numerous natural resource-related issues continue to pose concerns for the future of Idaho and the quality of life our citizens enjoy including, but not limited to, the stabilization of the water distribution system.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Fifty-ninth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a study of natural resource issues of importance to the state of Idaho. The committee shall consist of ten legislators, with five from the Senate and five from the House of Representatives. The Legislative Council shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that the Legislative Council is authorized, in the event it deems necessary, to expand membership of the committee to continue to study and evaluate ways to stabilize the water distribution system in Idaho.

BE IT FURTHER RESOLVED that the cochairmen of the committee are authorized to appoint advisors with technical expertise in the water supply arena and are expected to receive input from stakeholders in the water rights system of Idaho to attempt to stabilize the water delivery system in this state.

BE IT FURTHER RESOLVED that any advisors to the committee who are not legislative members shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the

committee's recommendations and proposed legislation.

BE IT FURTHER RESOLVED that the committee shall make a progress report to the Second Regular Session of the Fifty-ninth Idaho Legislature and shall make a report detailing its findings, recommendations and proposed legislation, if any, to the First Regular Session of the Sixtieth Idaho Legislature.

HCR 11 and **HCR 12** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference
of Bills and Joint Resolutions

HOUSE BILL NO. 124
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE
AN ACT

RELATING TO CRIME; AMENDING SECTION 19-403, IDAHO CODE, TO PROVIDE A STATUTE OF LIMITATIONS EXCEPTION FOR A PROSECUTION FOR FAILURE TO REPORT OR CAUSE TO BE REPORTED THE ABUSE, ABANDONMENT OR NEGLECT OF A CHILD.

HOUSE BILL NO. 125
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE
AN ACT

RELATING TO CHILD ABUSE; AMENDING SECTION 6-1701, IDAHO CODE, TO PROVIDE A CAUSE OF ACTION AGAINST AN EMPLOYER, SUBJECT TO SECTION 6-1607, IDAHO CODE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 6-1704, IDAHO CODE, TO PROVIDE FOR A STATUTE OF LIMITATIONS FOR DISCOVERY OF AN ACT, ABUSE OR EXPLOITATION AND ITS CAUSAL RELATIONSHIP TO AN INJURY OR CONDITION, TO ALLOW FOR COMPUTATION OF THE DATE OF DISCOVERY FROM THE LAST ACT OF A SERIES OF CONTINUING ACTS, ABUSE OR EXPLOITATION BY THE SAME PERPETRATOR WHICH IS PART OF A COMMON SCHEME OR PLAN AND TO PROVIDE THAT THE KNOWLEDGE OF A CUSTODIAL PARENT OR GUARDIAN SHALL NOT BE IMPUTED TO A CHILD UNDER THE AGE OF EIGHTEEN YEARS.

HOUSE BILL NO. 126
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE
AN ACT

RELATING TO SUBPOENAS; REPEALING SECTION 9-704, IDAHO CODE, RELATING TO SERVICE OF SUBPOENAS ON CONCEALED WITNESSES.

HOUSE BILL NO. 127
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE
AN ACT

RELATING TO BAIL; AMENDING SECTION 19-2904, IDAHO CODE, TO AUTHORIZE THE COURT TO IMPOSE

CERTAIN CONDITIONS FOR PERSONS ADMITTED TO BAIL OR RELEASED UPON THEIR OWN RECOGNIZANCE AND TO PROVIDE THAT A PERSON MAY BE ORDERED TO BEAR THE COSTS OF SUCH CONDITIONS.

HOUSE BILL NO. 128
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE

AN ACT

RELATING TO PRISONER REIMBURSEMENT TO COUNTIES; AMENDING SECTION 20-607, IDAHO CODE, TO REMOVE LANGUAGE PROVIDING FOR THE FILING OF A CIVIL ACTION BY A COUNTY IN THE SMALL CLAIMS DEPARTMENT OF THE MAGISTRATE'S DIVISION.

HOUSE BILL NO. 129
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE

AN ACT

RELATING TO ESCAPE OF PERSONS CHARGED WITH OR CONVICTED OF CRIMES; AMENDING SECTIONS 18-2505 AND 18-2506, IDAHO CODE, TO CLARIFY THAT ESCAPE INCLUDES LEAVING AN AREA OF RESTRICTION AS SET FORTH IN CERTAIN COURT ORDERS OR SENTENCING ORDERS, PROVIDING AN EXCEPTION FOR EMERGENCY MEDICAL CARE AND REQUIRING NOTICE.

HOUSE BILL NO. 130
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO STATE LANDS; AMENDING SECTION 58-307, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE LEASE OF STATE LANDS.

HOUSE BILL NO. 131
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE DIVISION OF BUILDING SAFETY; AMENDING CHAPTER 10, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1001A, IDAHO CODE, TO PROVIDE THAT NO DUTY OR OBLIGATION IS CREATED IN THE ABSENCE OF A CURRENT, VALID PERMIT TO INSPECT AN ELECTRICAL INSTALLATION AND TO CLARIFY THE MEANING OF A CURRENT, VALID PERMIT.

HOUSE BILL NO. 132
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE DIVISION OF BUILDING SAFETY; AMENDING SECTION 54-1016, IDAHO CODE, TO REVISE PROVISIONS APPLICABLE TO EXEMPTIONS RELATED TO ELECTRICAL CONTRACTORS AND JOURNEYMEN AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2602, IDAHO CODE, TO REVISE PROVISIONS APPLICABLE TO EXCEPTIONS RELATED TO PLUMBING; AMENDING

SECTION 54-2610, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2620, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2622A, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 54-5015, IDAHO CODE, TO REVISE DESCRIPTIVE LANGUAGE AND TO SET FORTH PROVISIONS CLARIFYING CERTIFICATION, LICENSING AND PERMITTING REQUIREMENTS RELATED TO HEATING, VENTILATION AND AIR CONDITIONING SYSTEMS; AND AMENDING SECTION 54-5016, IDAHO CODE, TO REVISE PERMITTING REQUIREMENTS RELATED TO HEATING, VENTILATION AND AIR CONDITIONING SYSTEMS AND TO PROVIDE FOR THE PROMULGATION OF FEE RULES.

HOUSE BILL NO. 133
BY BUSINESS COMMITTEE
AN ACT

RELATING TO APPRENTICES; AMENDING SECTION 54-1003A, IDAHO CODE, TO CLARIFY SUPERVISION REQUIREMENTS FOR APPRENTICE ELECTRICIANS AND TO PROVIDE CORRECT TERMINOLOGY.

HOUSE BILL NO. 134
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE IDAHO HEATING, VENTILATION AND AIR CONDITIONING BOARD; AMENDING SECTION 54-5003, IDAHO CODE, TO REVISE THE DEFINITIONS OF HEATING, VENTILATION AND AIR CONDITIONING SPECIALTY APPRENTICE AND SPECIALTY CONTRACTOR; AND AMENDING SECTION 54-5004, IDAHO CODE, TO ASSIGN BOARD MEMBER POSITION NUMBERS AND TO CLARIFY QUALIFICATIONS, TO PROVIDE FOR ELECTION OF A CHAIRMAN EVERY THREE YEARS, TO DELETE OBSOLETE PROVISIONS, TO PROVIDE FOR EXPIRATION OF TERMS OF MEMBERS APPOINTED OR SERVING PRIOR TO JULY 1, 2007, AND TO PROVIDE FOR APPOINTMENT OF BOARD MEMBERS FOR TERMS COMMENCING JULY 1, 2007.

HOUSE BILL NO. 135
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE IDAHO REAL ESTATE BROKERAGE REPRESENTATION ACT; AMENDING SECTION 54-2083, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 54-2086, IDAHO CODE, TO REVISE DUTIES TO CUSTOMERS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2087, IDAHO CODE, TO REVISE DUTIES TO CLIENTS; AMENDING SECTION 54-2089, IDAHO CODE, TO PROVIDE THAT BROKER COMPENSATION OR AN AGREEMENT FOR BROKER COMPENSATION SHALL NOT CONSTITUTE AN AGREEMENT FOR AGENCY REPRESENTATION OR OTHERWISE CREATE AN

AGENCY RELATIONSHIP; AND AMENDING SECTION 54-2091, IDAHO CODE, TO REVISE DESCRIPTIVE LANGUAGE AND TO REVISE PROVISIONS RELATING TO THE DURATION OF AN AGENCY RELATIONSHIP.

HOUSE BILL NO. 136
BY BUSINESS COMMITTEE
AN ACT

RELATING TO BANKING; AMENDING SECTION 26-213, IDAHO CODE, TO REMOVE LANGUAGE REFERENCING PERSONAL FINANCIAL STATEMENTS SUBMITTED BY CERTAIN OFFICERS AND DIRECTORS; REPEALING SECTION 26-504, IDAHO CODE, RELATING TO BANK HOLDING COMPANIES EXISTING IN 1979; AMENDING SECTION 26-703, IDAHO CODE, TO REMOVE LANGUAGE REFERENCING FIRST LIENS; AMENDING SECTION 26-706, IDAHO CODE, TO REVISE DESCRIPTIVE LANGUAGE, TO REQUIRE CERTAIN EXECUTIVE OFFICERS AND DIRECTORS RECEIVING EXTENSIONS OF CREDIT TO SUBMIT FINANCIAL STATEMENTS TO BE MADE AVAILABLE TO REGULATORY AGENCIES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 26-801, IDAHO CODE, TO PROVIDE THAT BORROWINGS FROM FEDERAL HOME LOAN BANKS SHALL NOT BE INCLUDED FOR PURPOSES OF COMPUTING TOTAL BORROWINGS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 26-1102, IDAHO CODE, TO ALLOW FOR EXTENSIONS OF EXAMINATION PERIODS UNDER CERTAIN CONDITIONS; AMENDING SECTION 26-2802, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 67-2752, IDAHO CODE, TO PROHIBIT SPECIFIC CONDUCT RELATING TO THE USE OF THE NAME, TRADEMARK, SERVICE MARK OR LOGO OF A FINANCIAL INSTITUTION; AND AMENDING SECTION 67-2756, IDAHO CODE, TO REVISE DESCRIPTIVE LANGUAGE AND TO PROVIDE FOR CERTAIN ACTIONS BY FINANCIAL INSTITUTIONS TO ENJOIN PROHIBITED CONDUCT AND TO RECOVER DAMAGES.

HOUSE BILL NO. 137
BY BUSINESS COMMITTEE
AN ACT

RELATING TO BUILDING CODES; AMENDING SECTION 39-4109, IDAHO CODE, TO PROVIDE A DATE CHANGE REGARDING VARIOUS CODES, TO PROVIDE FOR THE ADOPTION OF THE 2006 INTERNATIONAL RESIDENTIAL ENERGY CONSERVATION CODE AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 138
BY BUSINESS COMMITTEE
AN ACT

RELATING TO EMERGENCY SERVICES; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1847, IDAHO CODE, TO PROVIDE FOR THE REIMBURSEMENT OF EMERGENCY SERVICES, TO PROVIDE APPLICATION

AND TO DEFINE TERMS.

HOUSE BILL NO. 139
BY BUSINESS COMMITTEE
AN ACT

RELATING TO PUBLIC CONTRACTORS; AMENDING SECTION 54-1914, IDAHO CODE, TO PROVIDE CIVIL SANCTIONS FOR KNOWINGLY FAILING TO COMPLY WITH CERTAIN PROVISIONS OF IDAHO CODE; AMENDING SECTION 54-1920, IDAHO CODE, TO PROVIDE CRIMINAL SANCTIONS FOR KNOWINGLY FAILING TO COMPLY WITH CERTAIN PROVISIONS OF IDAHO CODE; AND AMENDING SECTION 67-2310, IDAHO CODE, TO REQUIRE A GENERAL CONTRACTOR SELF-PERFORMING PLUMBING, HVAC WORK OR ELECTRICAL WORK TO BE PROPERLY LICENSED AND TO LIST THE LICENSE NUMBER ON THE BID FORM, TO PROVIDE THAT FAILURE TO DO SO SHALL RENDER ANY BID SUBMITTED BY A GENERAL CONTRACTOR UNRESPONSIVE AND VOID AND TO PROVIDE CORRECT TERMINOLOGY.

HOUSE BILL NO. 140
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE DIVISION OF BUILDING SAFETY; AMENDING SECTION 67-2601, IDAHO CODE, TO DELETE AN OBSOLETE REFERENCE AND TO REVISE PROVISIONS RELATING TO THE POWERS AND DUTIES OF THE DIVISION OF BUILDING SAFETY; AND AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2601A, IDAHO CODE, TO SET FORTH THE ORGANIZATION OF THE DIVISION OF BUILDING SAFETY AND THE POWERS AND DUTIES OF THE ADMINISTRATOR OF THE DIVISION.

HOUSE BILL NO. 141
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAXES; AMENDING SECTION 63-3023, IDAHO CODE, TO REVISE THE DEFINITION OF THE TERM "TRANSACTING BUSINESS"; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 142
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX CREDITS; AMENDING SECTION 63-3029C, IDAHO CODE, TO PROVIDE AN INCOME TAX CREDIT FOR CHARITABLE CONTRIBUTIONS MADE TO THE LEE PESKY LEARNING CENTER OR ITS FOUNDATION.

H 124, H 125, H 126, H 127, H 128, H 129, H 130, H 131, H 132, H 133, H 134, H 135, H 136, H 137, H 138, H 139, H 140, H 141, and H 142 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Tenth Order of Business.

LAWERENCE DENNEY, Speaker

Second Reading of Bills and Joint Resolutions

ATTEST:

PAMM JUKER, Chief Clerk

SCR 101, by Education Committee, was read the second time by title and filed for third reading.

H 76, by Local Government Committee, was read the second time by title and filed for third reading.

H 51 and **H 52**, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 81 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bayer to open debate.

The question being, "Shall **H 81** pass?"

Roll call resulted as follows:

AYES -- Anderson, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Edmunson, Eskridge, Hagedorn, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(35), Mr. Speaker. Total -- 62.

NAYS -- Andrus, Bock, Clark, Hart, LeFavour, Luker, Wood(27). Total -- 7.

Absent and excused -- Ruchti. Total -- 1.

Paired Votes:

AYE -- Wood(35). NAY -- Hart.

AYE -- Mortimer. NAY -- Luker.

(Pairs enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared **H 81** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 11:15 a.m., Friday, February 9, 2007. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:37 p.m.